

# HOUSE . . . . . No. 1656

---

By Mr. Kujawski of Webster, petition of Paul Kujawski for legislation to provide for timely final payments on contracts for public works construction projects. State Administration and Regulatory Oversight.

---

## The Commonwealth of Massachusetts

---

In the Year Two Thousand and Five.

---

### AN ACT TO PROVIDE TIMELY FINAL PAYMENT FOR CONTRACTS FOR PUBLIC WORKS CONSTRUCTION IN THE COMMONWEALTH.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

- 1 Section 39G of chapter 30 of the General Laws is hereby
- 2 amended by adding the following new paragraph:—
- 3 The awarding authority shall give written notice to the contrac-
- 4 tors within 365 days of issuance of a final estimate, or within 425
- 5 days of receipt of notice from the contractor stating that all of the
- 6 work required by the contract has been completed, whichever is
- 7 later, of any quantity or amount of all or part of any work item or
- 8 extra work item, which the awarding authority determines to
- 9 adjust, stating specifically what item or items and the quantity or
- 10 amount that the authority has determined to be a final quantity or
- 11 amount. Failure of the authority to give such notice shall preclude
- 12 any adjustment thereafter.